

United States District Court
for the
Southern District of New York

DANIEL RINCON, Plaintiff)
v.) Civil Action No.:
BUILDING SERVICE 32BJ HEALTH FUND) 08 Civ. 00393 (SAS)
and BOARD OF TRUSTEES OF BUILDING)
SERVICE 32BJ HEALTH FUND, Defendants)

WAIVER OF THE SERVICE OF SUMMONS

To McCormick Dunn & Foley:

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses of objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I understand that I, or the entity I represent, must file an answer or a motion under Rule 12 within 60 days from January 16, 2008, the date on which this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 2/13/08

(Signature of attorney or
unrepresented party)

The Storm

(Printed name) _____

Max Sturz-Gotham & Co

istunneers@gmail.com
(E-mail address)

912 663 1600

(Telephone number)